

PTO/SB/21 (02-04)

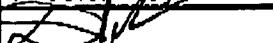
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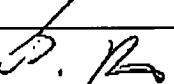
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number 10/687,263
Total Number of Pages in This Submission 16	Filing Date October 15, 2003	First Named Inventor Charles E. Taylor
	Art Unit 3634	RECEIVED CENTRAL FAX CENTER
	Examiner Name Khoa H. Tran	OCT 27 2004
	Attorney Docket Number SHPR-1048USH	

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition to Correct Inventorship <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration of Inventor being Added; Consent of Assignee; Copies of Declaration and Assignment
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name Daniel J. Burns Fliesler Meyer LLP	Customer Number: 23910	
Signature 	Reg. No.: 50,222	
Date 10/27/2004		

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name Bruce Ponte		
Signature 	Date 10/27/2004	

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04)

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	10/687,263
Filing Date	10/15/2003
First Named Inventor	Charles E. Taylor
Examiner Name	Khoa H. Tran
Art Unit	3634
Attorney Docket No.	SHPR-1048USH

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	06-1325
Deposit Account Name	23910 - Fliesler Meyer LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** =	X	= 0.00
	- 3** =	X	= 0.00
			= 0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue Independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

** or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	2251 55	Extension for reply within first month	
1252 430	2252 215	2252 215	Extension for reply within second month	
1253 980	2253 490	2253 490	Extension for reply within third month	
1254 1,530	2254 765	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	2401 170	Notice of Appeal	
1402 340	2402 170	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	2453 665	Petition to revive - unintentional	
1501 1,370	2501 685	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	2502 245	Design issue fee	
1503 660	2503 330	2503 330	Plant issue fee	
1460 130	1460 130	1460 130	Petitions to the Commissioner	130.00
1807 50	1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

130.00

(Complete if applicable)

SUBMITTED BY			
Name (Print/Type)	Daniel J. Burns	Registration No. (Attorney/Agent)	50,222
Signature			
Telephone	415.362.3800		
Date	10/27/2004		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 27 2004

In re Application

Appln. No.: 10/687,263

Confirn. No.: 9958

Filed: October 15, 2003

Title: CD RACK WITH HUB TO ENGAGE CENTER OPENING
OF CD

Currently Named Inventor: Charles E. Taylor
Inventor to be Added: David Caplan

PATENT APPLICATION

Art Unit: 3634

Examiner: Khoa H. Tran

Customer No. 23910**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner for Patents, the United States Patent and Trademark Office, Facsimile No. (703) 872-9306 on October 27, 2004.



(Signature)

Bruce Ponte
Signature Date: October 27, 2004

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Commissioner for Patents
Alexandria, VA 22313

Sir:

It is respectfully petitioned that the inventorship be corrected in the above-identified non-provisional patent application. More specifically, David Caplan is being added as an inventor. The omission of David Caplan was made through error and without any deceptive intention on the part of the currently named co-inventors.

The following documents are submitted herewith in support of this petition:

- (1) STATEMENT FROM INVENTOR BEING ADDED - as required by 37 C.F.R. § 1.48(a)(2);
- (2) DECLARATION OF THE INVENTORS;

- 1 -

Attorney Docket No.: SHPR-1048USH SRM/DJB
djb/SHPH-1048USH.Petition to Add Inventor

- (3) WRITTEN CONSENT OF ASSIGNEE TO ADD INVENTOR UNDER 37 CFR 1.148(a)(5);
- (4) Fee Transmittal form and a check for \$130.00 Petition fee.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this petition that may be required.

Respectfully submitted,

Date: 10/27/2004

By: 

Daniel J. Burns
Reg. No. 50,222

FLIESLER MEYER LLP
Four Embarcadero Center, Fourth Floor
San Francisco, California 94111-4156
Telephone: (415) 362-3800

- 2 -

Attorney Docket No.: SHPR-1048USH SRM/DJB
djb/SHPR-1048USH.Petition to Add Inventor

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OCT 27 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Application**

Appln. No.: 10/687,263
 Confirm. No.: 9958
 Filed: October 15, 2003

Title: CD RACK WITH HUB TO ENGAGE CENTER OPENING
 OF CD

Currently Named Inventor: Charles E. Taylor
 Inventor to be Added: David Caplan

PATENT APPLICATION

Art Unit: 3634
 Examiner: Khoa H. Tran

Customer No. 23910

STATEMENT FROM INVENTOR BEING ADDED
 as required by 37 C.F.R. § 1.48(a)(2)

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313

Sir:

I, David Caplan, declare that:

Through error, the above-identified patent application had me omitted as a co-inventor, and such error arose without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



David Caplan

Date: 10-22-04

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